1

App. F IX—4

Previous References.

CLASS B

1962
( )

File No. AFD 12 FGL 62

Serial Nos.

Later References.

Agriculture & Forest Deptt.

THE MYSORE GOVERNMENT SECRETARIAT

Serial Nos.

Part B for

SUBJECT

Control over private forest S. Nos. 94, 95, 96 and 99 of Nagnurde village, Tk Khanapur Distt: Belgaum

WD 010650—GPB—40,000—6-3-62

FOR/NOT FOR NOTE BOOK
UNDER SECRETARY

T.S. Ramachandra
Under Secretary to Govt.

9/3/62
24/4/62

ಸರ್ಕಾರದ ಅಧೀನ ಕಾರ್ಯದರ್ಶಿ,
ಅರಣ್ಯ, ಕಂದಾಯ ಮತ್ತು ಬೀಡು
ಶಾಸ್ತ್ರ ಇಲಾಖೆ (ಅರಣ್ಯ-ಬಿ)

Mysore Government Secretariat

AFD File No. 12 FG 1 of 1962

[App. F. III 2

Serial No.

No B6-13-FOP-1307/61 dated 3-3-62 from CCF.

For perusal.

1 CCF Requests Govt to publish draft notification under section 35 (i) of the Indian Forest Act 1927 in respect of private lands. He has also reported that the objections put forth by the owners were not worth considering in view of the observations of the D.F.O. Belgaum.

R.D. may see before the draft notification (at p 11/cf) are issued.

Submit for orders.

7/3/62 7.7.0. Concurrence

2 12/3 RJ)

12.3.62

3 15/3 MLR

4)

MYSORE GOVERNMENT SECRETARIAT 2914 16 MAR 1962 REVENUE BRANCH.

Office of the Registrar R.D. 13 MAR 1962 1362

Note.—Contn. Sheet

3

File No. 12 FGL 62 of 196 . 2914

Mysore Government Secretariat

Serial No.	
5	Pp. B R.D. has no objection with this intimation, these pps. may be returned to A.&R. Dept. 17/3/62 19/3/62
6	19/3 as RD 24/3/62
7	Since RD has no objection, the draft notification may now be issued. For orders. 23/3/62
8	Notification agreed to by RD may be approved. 25/3 Draft may be approved. 24/3/62 D.S. M (Forests) 24-3-62 Dy. Secy. A.&R. & Forest Dept. BR 4/4/62 B. RACHAIAH Minister for Agriculture, Co-operation & Forests. 6/4 Issue 7/4/62 Issued on 24 APR 1962 24/4

PRIVATE SECRETARY TO GOVT. 727-F 24 MAR 1962 AGRICULTURE & FOREST DEPTT.

OFFICE OF THE MINISTER FOR AGRICULTURE & FOREST No. F. 255/62 26/3/62

24/3/62 — apln. sehin from M(F). as f may pr. See me
24/3

B
24/4/62

OFFICE OF THE CHIEF CONSERVATOR OF FORESTS
IN MYSORE, BANGALORE.

AFD 12. FEL 62.

No. B-6-13-FOP-1307/61 Dated 3 March, 1962.

Enc. 5 & one file.

To

The Secretary to Government,
Agriculture & Forest Department,
Bangalore.

5 + 1 file

MYSORE GOVERNMENT SECRETARIAT
No. 914
6 MAR 1962
FOREST BRANCH

Sir,

Sub:- Control over private forest S. Nos. 94, 95, 96 and 99 of Nagurde village, Taluka Khanapur - District Belgaum.

I enclose herewith a draft notification under Section 35(1) of the Indian Forest Act 1927 in respect of Private Forest S. Nos. 94, 95, 96 and 99 of Nagurde village in Khanapur Taluka of Belgaum District received under Conservator of Forests, Belgaum's No. FOP-FST-BGM-85-1/61-62 dated 18-1-1961.

A copy of the observations made by the Divisional Forest Officer, Belgaum on the objections raised by the owner has also been enclosed for perusal.

As the objections put forth by the owner are not worth considering in view of the observations made by the Divisional Forest Officer, Belgaum, Government may kindly be moved to publish the draft notification in the Mysore Gazette and direct the Compiler of the Gazette to supply 20 copies of the printed notification to the Divisional Forest Officer, Belgaum for necessary further action.

Office case No. 7(pages 1 to 279) of the Divisional Forest Officer, Belgaum is enclosed herewith for favour of perusal and return.

Yours faithfully,

CHIEF CONSERVATOR OF FORESTS.

DVP/

5 (3)

No.FOP/FST/BGM/85/1/61-62.

Office of the
Conservator of Forests,
Belgaum Circle.

Belgaum 18 August 1961.

To

The Chief Conservator of Forests
in Mysore, Bangalore.

Sir,

Sub: Control over private forests - S.Nos.94,95,96 and 99 of Nagurde Taluka Khanapur, District Belgaum.

2. I am enclosing herewith application dated 2-12-1959 of Shrimati. Shobabai wife of Nageshrao Sirdesai in original together with 1 more copy thereof and the Divisional Forest Officer, Belgaum's No.FOP/AFR/940-17 dated 23-3-1961 in duplicate giving his observations on each para of the Divisional Forest Officer, has personally visited the area and the S.Nos are suitable for taking under section 35(i) of the I.F.A. 1927.

L-the applicant's wife

3. The S.Nos. in question have been notified under section 35(3) of the I.F.A. and the notification has appeared in the Mysore Govt. Gazette dated 31-12-1959 on pages 3354 to 3356 of part III section 2.

4. Draft notification in triplicate is submitted herewith for taking further action.

Yours faithfully,

D. Nanjundappa 18/8

(D.Nanjundappa)
Conservator of Forests, B.C.

vbm.17/8

6 (5)

L E T T E R.

Subject:- Control over private Forests S.Nos. 94,95,96 and 99 of Nagurde Taluka Khanapur District Belgaum.

No.FOP/AFR/ 9401\1) of 1960-61.
Belgaum, March 1961.

To

The Conservator of Forests,
Belgaum Circle,
Belgaum.

Reference:-Your No.24/16/13750 of 23.12.1959.

Notice under Section 35(3) of Indian Forest Act 1927 was served on Shrimati Shobabai Kom Nageshrao Sirdesai of Khanapur District Belgaum on 25.11.1959 to show cause within two months why S.Nos.94,95,96 and 99 of Nagurde owned by her, should not be subjected to control under Section 35 of Indaian Forest Act 1927.

She submitted her objections in her petition dated 2.12.1959. My remarks on the subjections are as under:-

Para 1:- Notice has been served on 25.11.1959 and not on 1.12.1959.

Para 2:- No remarks.

Para 4:- Even though section 35 of Indian Forest Act 1927 is made applicable, the ownership of land will not be affected.

Para 5:- Areas fit for cultivation and those under cultivation are excluded from the area to be brought under Section 35 of Indian Forest Act 1927. As a measure to safeguard the National Wealth, land which has got young fairly good coppice growth is to be restricted from indiscriminate felling of trees.

Paras 6) 7) & 8) On personal inspection, it is seen that there is fairly good coppice growth Sandal seedlings and saplings are well distributed in the area as this area adjoins our Sandal Block 11. The whole area is not fit for cultivation. Only 4 acres is under cultivation and about 8 acres of land is fit for cultivation. This area is excluded from Section 35 of Indian Forest Act 1927. No objection for tree planting.

Para 9:- It adjoins reserved forest and is fit for bringing under Section 35 of Indian Forest Act.

The S.Nos. have been personally inspected by me. All S.Nos. in question are in compact block adjoining reserved Forest having good coppice growth and the area is suitable for the application of Section 35 of Indian Forest Act 1927 excluding an area of 4 acres under cultivation and 8 acres which can be brought under cultivation.

A draft notification in quadruplicate is submitted together with the objection of owner for favour of further action in the matter.

(Syed Hussain)
Divisional Forest Officer,
Belgaum Division, Belgaum.

SRJ.22.3.

8 (7)

Application dated 2.12.1959 from Shrimati Shobabai Nageshrao Sirdesai, Kenchapur Galli, Khanapur District Belgaum to the Conservator of Forests, Belgaum Circle, Belgaum.

.....

Subject:- Notification under Sub-Section 1 of Section 35 of the Indian Forests Act 1927.

Ref:- Your notification No.24/16/10067 dated 27.11.1959.

With reference to the notification referred to above, I have to submit as under:-

1. The notice has been served upon me on 1.12.1959.

2. I disagree with the "show-cause" notice and the conditions laid down therein.

3. The Survey Nos.94,95,96 and 99 that are mentioned in the notice are all Pargana Watan lands and they have been regranted in my name on a new and impartible tenure. As per Government Resolution, Revenue Department No.4089/51 dated 28th March 1955 those lands have been entrusted to me on permanent tenure.

4. I cannot act in contravention of the Government Resolution of the Revenue Department mentioned above in para 3.

5. I have been paying regularly the land assessment in respect of those lands, in question, and as such my rights of putting the lands to any use, especially of putting the lands to agricultural use, cannot be affected in any way.

6. Even before the issue of the show-cause notice mentioned, I have felled down the tree growth in the said survey numbers and I have brought the whole area under crop cultivation. I have been getting dry crops from the said area.

7. The whole area has already been deforested with an object to grow more crop and plant fruit trees such as Mango Chickoo and Cashew etc.

8. As the area has been deforested already, the purpose of the Government notification will not be served.

9. The survey numbers mentioned are not close to the High Forest Area of the Government. On the contrary the same are close to the spare forest area of the Government, and all sides of the said spare forest area of the Government there are all cultivated lands and the same are adjoining to my lands in question.

So taking into considerations all the reasons mentioned above your Honour will be convinced that the show-cause notice issued by the authorities should not be in any binding on me and the same does not in any way affect my rights of cultivation and plantation in the area mentioned in the notice and does not take away any interest of mine in the area mentioned above.

Thanking you in anticipation and awaiting your early and favourable reply.

...

Copy f.w.cs. to the Divisional Forest Officer, Belgaum for information.

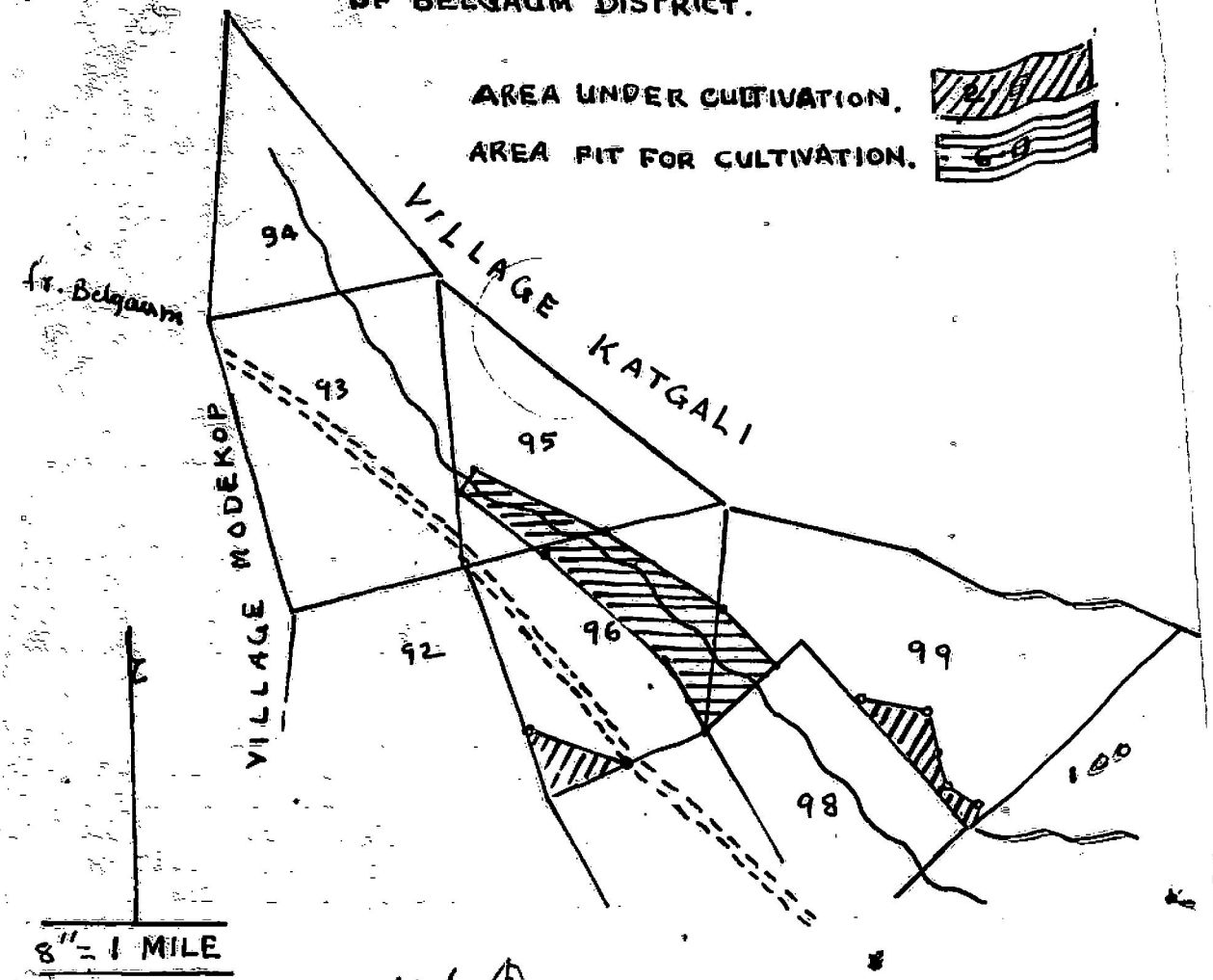
SRJ.22.3.

copy

D. Nanjundappa
Conservator of Forests,
Belgaum Circle.

9 (9)

SKETCH SHOWING THE S.Nos. 94, 95, 96 & 99 OF NAGORDE VILLAGE OF KHANAPUR TALUKA OF BELGAUM DISTRICT.



Forest Surveyor.
Belgaum Divn.

(f) Stripping of leaves of fodder tree shall be permitted by rotation and in the manner prescribed by the Divisional Forest Officer, Belgaum.

(g) Lopping of trees of the species other than those mentioned under A (d) shall be permitted in the manner prescribed by the Divisional Forest Officer, Belgaum.

(h) Clearing of under growth shall not be allowed except under the privileges sanctioned by Government for the neighbouring Government Forests.

(i) Pollarding of economic species such as Apta, Temburni and other species useful as lac hosts shall be allowed by rotation during the period and in the manner prescribed by the Divisional Forest Officer, Belgaum.

(j) Cutting of trees shall be regulated according to girth limits prescribed by the Divisional Forest Officer, Belgaum with due consideration to sylvicultural requirements of the crop. Rules in this connection are enclosed herewith. Trees to be felled or retained, whichever are less in number shall be marked according to the prescriptions laid down by the Divisional Forest Officer, Belgaum.

(k) Quarrying shall be done only in the places approved by the Divisional Forest Officer, Belgaum. Quarrying shall not be permitted if sacrifice of good tree growth is involved.

(l) Burning of lime and charcoal shall be done preferably on flat areas taking care to see that the fire does not spread and destroy the vegetation.

Now, therefore, in exercise of the powers conferred by sub-section (1) of Section 35 of the Indian Forest Act, 1927 (XVI of 1927), as in force in the Bombay Area, the Government of Mysore hereby

(A) Prohibits. (A) *above*

(B) Regulate. (B) *above*

in the forest specified in the Schedule appended hereto.

SCHEDULE.

District	Taluka	Village	S.No.	Area A. G.
Belgaum	Khanapur	Nagrde	94	9-28
			95	9-21
			96	9-23
			99	16-29

Boundaries.

	North	East	South	West
	Village Boundary of Katgali.	Village boundary of Katgali.	S.No.93	Village boundary of Mudekop.
	Do-	Do-	S.No.96	S.No.93
	S.No.95	S.No.99	S.Nos.91 &97	S.No.92
	Village Boundary of Katgali.	S.No.100	S.No.~~100~~ 98	S.No.96

By Order and in the name of the Governor of Mysore,

Deputy Secretary to Government,
Agriculture and Forest Department.

Note:

The area under cultivation and fit for cultivation is excluded.

S.No.	Area of S.No.	Area under cultivation.	Area fit for cultivaion.
94	9-28	-	-
95	11-1	-	1.20
96	14-3	1-0	3-20
99	19-9	1-20	1-0

11 (11)

24 JUN 1962

NOTIFICATION.

Whereas a notice has been issued under sub-section (3) of Section 35 of the Indian Forest Act, 1927, to Shrimati Shahabai Kom. L. Nagesharao Sirdesai of Khanapur District Belgaum. the owner of the Forest specified in the schedule hereto annexed, to show cause why a notification under sub-section (1) of Section 35 of the said Act, should not be made prohibiting or regulating the acts specified in the draft notification attached to the said notice;

And whereas the objections raised by the said owner to the issue of a notification ~~and evidence produced by him~~ have been ~~heard and~~ considered by Government;

~~And whereas no objections have been taken by the said owner to the issue of a notification;~~

And whereas it appears to the Government of Mysore that it is necessary:—

(a) For the conservation of trees and forests;

(b) For the preservation and improvement of soil or the protection of land against erosion or the deposit thereon of sand, stones or gravel;

(c) For the improvement of grazing;

(d) For the maintenance of water supply in springs, rivers and tanks;

(e) For the maintenance, increase and distribution of the supply of fodder, leaf manure, timber and fuel;

(f) For the preservation of public health;

(A) To prohibit in the Forests specified in the Schedule appended here to the following acts:—

(a) Breaking or clearing of the land for cultivation;

(b) Setting of fire to the area for the purpose of clearing the ground for Shikar or for promoting better growth of grass. If any fire occurs by accident all possible measures to extinguish it shall be taken by the owner promptly.

(c) Burning of any tree in the land even if it is dead for the purpose of hunting or collection of honey;

(d) Lopping of trees of the following species for the purpose of tahal:—

Teak, Mango, Sissum, Moha, Hirda, Khair, Bibbla *i.e.*, Honni, Shivan, Chandan, Apta and Temburni.

(B) To regulate in the forests specified in the Schedule appended hereto the following acts:—

(a) Marking of trees in flat areas and moderate slopes shall be done on sylvicultural principles approved by the Divisional Forest Officer, Belgaum and in the steep and precipitous slopes on the principles of protection where only dead trees may be removed.

(b) Pasturing of cattle:—

(i) Not more than 2 heads of horned cattle per acre shall be allowed to be grazed in the area.

(ii) Sheep shall be allowed to graze in specified area approved by the Divisional Forest Officer, Belgaum but limited to the carrying capacity and goats at the rate of not more than 2 per hundred sheep as prescribed in Article 122 (v) of the Bombay Forest Manual, Vol. III.

(c) Girdling of trees shall not be permitted unless the removal of tree is sylviculturally desirable.

(d) Tapping of trees shall be allowed in the manner and during the period as may be prescribed for different species by the Divisional Forest Officer, Belgaum.

(e) Stripping off bark of trees shall not be allowed unless otherwise specifically permitted by the Divisional Forest Officer, Belgaum

12 (13)

RULES FOR FELLING IN PRIVATE FORESTS.

1. All mature, dead and dying trees shall be removed irrespective of species and girth (Dying tree means the tree of which half the crown is dead).

2. At least 20 timber trees of the following important species between 18″ and 36″ in girth at breast height shall be reserved per acre well distributed in the area of exploitation.

Teak, Sissum, Karimuttal, Nandi, Honni, Heddi, Kindal, etc.

The trees to be reserved under this rule shall be sound ones. In case the trees of the species mentioned above of the minimum prescribed girth are not available equal number of trees of the maximum available girth shall be retained well distributed in the area of exploitation.

3. Soft wood species, *viz.*, Sawar, Ambada, etc., below 36″ girth at breast height shall be retained.

4. Fruit trees and trees yielding important economic forest products such as Ambad (Mango), Phanas (Jack), Kaju, Amla, Karanj, etc., shall not be cut. Over mature trees of the species may be felled after they are certified by the Range Forest Officer.

5. All sandalwood trees below 12″ girth at breast height (except dead and dying trees) shall be retained.

6. No trees of any species below and up to 12″ girth at breast height shall be allowed to be cut except those mentioned in rule 1 above. Trees of the species other than those mentioned in rule Nos. 2, 3, 4 and 5 below 12″ girth at breast height should be felled only if they are interfering with trees of the abovementioned timber and other species or likely to interfere with future coppice shoots of the timber species to be felled. Under no circumstances should large gaps be created in the canopy.

7. No area should be clearfelled on the tops of steep hills where heavy erosion is feared. Such area shall be delineated by giving tar bands at breast height to the boundary trees which shall be approved by the Range Forest Officer.

8. Trees to be reserved under rules 2, 3 and 4 should be marked with tar bands.

9. All live and sound trees to be felled shall be cut flush with the ground and the stools should be cut within 3″ of the ground level.

10. Reserved trees when infested with climbers shall be freed.

11. All dragging paths shall be refilled.

12. Before felling is started the area shall be inspected by the Range Forest Officer. He will inspect the area after the felling is completed and furnish a certificate of the satisfactory pletion of the work to the Divisional Forest Officer, Belgaum

13. Thinning and cleaning in coppice growth shall be carried out as under:—

If the number of stems (or shoots) is more than 3 in case of stools of and over 24″ in at ground level, and more than 2 in the case of stools below 24″ girth at ground level, the number ems in excess of the above number shall be cut back. The most promising stems shall be retained d bad ones shall be removed.

14. The periodicity of felling will be limited to 20 years cycle and hence the area once worked will not be allowed to go worked till 20 years have elapsed from the year of previous working.

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(*f*) Stripping of leaves of fodder tree shall be permitted by rotation and in the manner prescribed by the Divisional Forest Officer,....Belgaum.

(*g*) Lopping of trees of the species other than those mentioned under A (*d*) shall be permitted in the manner prescribed by the Divisional Forest Officer, ..Belgaum

(*h*) Clearing of under growth shall not be allowed except under the privileges sanctioned by Government for the neighbouring Government Forests.

(*i*) Pollarding of economic species such as Apta, Temburni and other species useful as lac hosts shall be allowed by rotation during the period and in the manner prescribed by the Divisional Forest Officer, Belgaum

(*j*) Cutting of trees shall be regulated according to girth limits prescribed by the Divisional Forest Officer, Belgaum with due consideration to sylvicultural requirements of the crop. Rules in this connection are enclosed herewith. Trees to be felled or retained, whichever are less in number shall be marked according to the prescriptions laid down by the Divisional Forest Officer, Belgaum

(*k*) Quarrying shall be done only in the places approved by the Divisional Forest Officer, Belgaum Quarrying shall not be permitted if sacrifice of good tree growth is involved.

(*l*) Burning of lime and charcoal shall be done preferably on flat areas taking care to see that the fire does not spread and destroy the vegetation.

Now, therefore, in exercise of the powers conferred by sub-section (1) of Section 35 of the Indian Forest Act, 1927 (XVI of 1927), as in force in the Bombay Area, the Government of Mysore hereby

(A) Prohibits. (A) *above*

(B) Regulate. (B) *above*

SCHEDULE.

District	Taluka	Village	S.No.	Area
				A. G.
Belgaum	Khanapur	Nagurde.	94 95 96 99	42- 1

Boundaries.

North	East	South	West
Village Boundary of Katagali.	S.No.100 of Nagurde.	S.Nos.93,92,91 97 and 98 of Nagurde.	Village boundary of Muddkop.

By Order and in the name of the Governor of Mysore,

Deputy Secretary to Government,
Agriculture and Forest Department.

Note:- The prohibitions and regulations of the acts mentioned above will not apply to portion already under cultivation in the S.Nos.(i.e. Paddy) & ~~area~~ fit for cultivation (i.e. paddy) in the S.Nos. which are not included in the area shown against S.Nos.

(15) 14 ~~269~~ 269

NOTIFICATION.

Whereas a notice has been issued under sub-section (3) of Section 35 of the Indian Forest Act, 1927, to ~~Shrimati Shobhabai Kom~~ L Nagabhavao Sirdesai of Khanapur the owner of the Forest specified in the schedule hereto annexed, to show cause why a notification under sub-section (1) of Section 35 of the said Act, should not be made prohibiting or regulating the acts specified in the draft notification attached to the said notice;

And whereas the objections raised by the said owner to the issue of a notification and evidence produced by him have been heard and considered by Government;

And whereas no objections have been taken by the said owner to the issue of a notification;

And whereas it appears to the Government of Mysore that it is necessary:—

(*a*) For the conservation of trees and forests;

(*b*) For the preservation and improvement of soil or the protection of land against erosion or the deposit thereon of sand, stones or gravel;

(*c*) For the improvement of grazing;

(*d*) For the maintenance of water supply in springs, rivers and tanks;

(*e*) For the maintenance, increase and distribution of the supply of fodder, leaf manure, timber and fuel;

(*f*) For the preservation of public health;

(A) To prohibit in the Forests specified in the Schedule appended here to the following acts:—

(*a*) Breaking or clearing of the land for cultivation;

(*b*) Setting of fire to the area for the purpose of clearing the ground for Shikar or for promoting better growth of grass. If any fire occurs by accident all possible measures to extinguish it shall be taken by the owner promptly.

(*c*) Burning of any tree in the land even if it is dead for the purpose of hunting or collection of honey;

(*d*) Lopping of trees of the following species for the purpose of tahal:—

Teak, Mango, Sissum, Moha, Hirda, Khair, Bibbla *i.e.*, Honni, Shivan, Chandan, Apta and Temburni.

(B) To regulate in the forests specified in the Schedule appended hereto the following acts:—

(*a*) Marking of trees in flat areas and moderate slopes shall be done on sylvicultural principles approved by the Divisional Forest Officer, Belgaum and in the steep and precipitous slopes on the principles of protection where only dead trees may be removed.

(*b*) Pasturing of cattle:—

(i) Not more than 2 heads of horned cattle per acre shall be allowed to be grazed in the area.

(ii) Sheep shall be allowed to graze in specified area approved by the Divisional Forest Officer, Belgaum but limited to the carrying capacity and goats at the rate of not more than 2 per hundred sheep as prescribed in Article 122 (v) of the Bombay Forest Manual, Vol. III.

(*c*) Girdling of trees shall not be permitted unless the removal of tree is sylviculturally desirable.

(*d*) Tapping of trees shall be allowed in the manner and during the period as may be prescribed for different species by the Divisional Forest Officer, Belgaum

(*e*) Stripping off bark of trees shall not be allowed unless otherwise specifically permitted by the Divisional Forest Officer, Belgaum.

RULES FOR FELLING IN PRIVATE FORESTS.

1. All mature, dead and dying trees shall be removed irrespective of species and girth (Dying tree means the tree of which half the crown is dead).

2. At least 20 timber trees of the following important species between 18" and 36" in girth at breast height shall be reserved per acre well distributed in the area of exploitation.

Teak, Sissum, Karimuttal, Nandi, Honni, Heddi, Kindal, etc.

The trees to be reserved under this rule shall be sound ones. In case the trees of the species mentioned above of the minimum prescribed girth are not available equal number of trees of the maximum available girth shall be retained well distributed in the area of exploitation.

3. Soft wood species, *viz.*, Sawar, Ambada, etc., below 36" girth at breast height shall be retained.

4. Fruit trees and trees yielding important economic forest products such as Ambad (Mango), Phanas (Jack), Kaju, Amla, Karanj, etc., shall not be cut. Over mature trees of the species may be felled after they are certified by the Range Forest Officer.

5. All sandalwood trees below 12" girth at breast height (except dead and dying trees) shall be retained.

6. No trees of any species below and up to 12" girth at breast height shall be allowed to be cut except those mentioned in rule 1 above. Trees of the species other than those mentioned in rule Nos. 2, 3, 4 and 5 below 12" girth at breast height should be felled only if they are interfering with trees of the abovementioned timber and other species or likely to interfere with future coppice shoots of the timber species to be felled. Under no circumstances should large gaps be created in the canopy.

7. No area should be clearfelled on the tops of steep hills where heavy erosion is feared. Such area shall be delineated by giving tar bands at breast height to the boundary trees which shall be approved by the Range Forest Officer.

8. Trees to be reserved under rules 2, 3 and 4 should be marked with tar bands.

9. All live and sound trees to be felled shall be cut flush with the ground and the stools should be cut within 3" of the ground level.

10. Reserved trees when infested with climbers shall be freed.

11. All dragging paths shall be refilled.

12. Before felling is started the area shall be inspected by the Range Forest Officer. He will also inspect the area after the felling is completed and furnish a certificate of the satisfactory completion of the work to the Divisional Forest Officer, Belgaum

13. Thinning and cleaning in coppice growth shall be carried out as under:—

If the number of stems (or shoots) is more than 3 in case of stools of and over 24" in girth at ground level, and more than 2 in the case of stools below 24" girth at ground level, the number of stems in excess of the above number shall be cut back. The most promising stems shall be retained and bad ones shall be removed.

14. The periodicity of felling will be limited to 20 years cycle and hence the area once worked will not be allowed to go worked till 20 years have elapsed from the year of previous working.

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(19) 10 = 273

NOTIFICATION.

Whereas a notice has been issued under sub-section (3) of Section 35 of the Indian Forest Act, 1927, to Shrimati Shabanbai Kom ..... the owner of the Forest specified in the schedule hereto annexed, to show cause why a notification under sub-section (1) of Section 35 of the said Act, should not be made prohibiting or regulating the acts specified in the draft notification attached to the said notice; LNagaharno Sirdesai of Khanapur

And whereas the objections raised by the said owner to the issue of a notification and evidence produced by him have been heard and considered by Government;

And whereas no objections have been taken by the said owner to the issue of a notification;

And whereas it appears to the Government of Mysore that it is necessary:—

(*a*) For the conservation of trees and forests;

(*b*) For the preservation and improvement of soil or the protection of land against erosion or the deposit thereon of sand, stones or gravel;

(*c*) For the improvement of grazing;

(*d*) For the maintenance of water supply in springs, rivers and tanks;

(*e*) For the maintenance, increase and distribution of the supply of fodder, leaf manure, timber and fuel;

(*f*) For the preservation of public health;

(A) To prohibit in the Forests specified in the Schedule appended here to the following acts:—

(*a*) Breaking or clearing of the land for cultivation;

(*b*) Setting of fire to the area for the purpose of clearing the ground for Shikar or for promoting better growth of grass. If any fire occurs by accident all possible measures to extinguish it shall be taken by the owner promptly.

(*c*) Burning of any tree in the land even if it is dead for the purpose of hunting or collection of honey;

(*d*) Lopping of trees of the following species for the purpose of tahal:—

Teak, Mango, Sissum, Moha, Hirda, Khair, Bibbla *i.e.*, Honni, Shivan, Chandan, Apta and Temburni.

(B) To regulate in the forests specified in the Schedule appended hereto the following acts:—

(*a*) Marking of trees in flat areas and moderate slopes shall be done on sylvicultural principles approved by the Divisional Forest Officer, Belgaum and in the steep and precipitous slopes on the principles of protection where only dead trees may be removed.

(*b*) Pasturing of cattle:—

(i) Not more than 2 heads of horned cattle per acre shall be allowed to be grazed in the area.

(ii) Sheep shall be allowed to graze in specified area approved by the Divisional Forest Officer, Belgaum but limited to the carrying capacity and goats at the rate of not more than 2 per hundred sheep as prescribed in Article 122 (v) of the Bombay Forest Manual, Vol. III.

(*c*) Girdling of trees shall not be permitted unless the removal of tree is sylviculturally desirable.

(*d*) Tapping of trees shall be allowed in the manner and during the period as may be prescribed for different species by the Divisional Forest Officer, Belgaum

(*e*) Stripping off bark of trees shall not be allowed unless otherwise specifically permitted by the Divisional Forest Officer, Belgaum

(*f*) Stripping of leaves of fodder tree shall be permitted by rotation and in the manner prescribed by the Divisional Forest Officer, Belgaum

(*g*) Lopping of trees of the species other than those mentioned under A (*d*) shall be permitted in the manner prescribed by the Divisional Forest Officer, Belgaum

(*h*) Clearing of under growth shall not be allowed except under the privileges sanctioned by Government for the neighbouring Government Forests.

(*i*) Pollarding of economic species such as Apta, Temburni and other species useful as lac hosts shall be allowed by rotation during the period and in the manner prescribed by the Divisional Forest Officer, Belgaum

(*j*) Cutting of trees shall be regulated according to girth limits prescribed by the Divisional Forest Officer, Belgaum with due consideration to sylvicultural requirements of the crop. Rules in this connection are enclosed herewith. Trees to be felled or retained, whichever are less in number shall be marked according to the prescriptions laid down by the Divisional Forest Officer, Belgaum

(*k*) Quarrying shall be done only in the places approved by the Divisional Forest Officer, Belgaum Quarrying shall not be permitted if sacrifice of good tree growth is involved.

(*l*) Burning of lime and charcoal shall be done preferably on flat areas taking care to see that the fire does not spread and destroy the vegetation.

Now, therefore, in exercise of the powers conferred by sub-section (1) of Section 35 of the Indian Forest Act, 1927 (XVI of 1927), as in force in the Bombay Area, the Government of Mysore hereby

(A) Prohibits. (A) *above*

(B) Regulate. (B) *above*

SCHEDULE.

District	Taluka	Village	S.No.	Area
				A. G.
Belgaum	Khanapur	Nagurde.	94 95 96 99	42- 1

Boundaries.

North	East	South	West
Village Boundary of Kutagali.	S.No.100 of Nagurde.	S.Nos.93,92,91 97 and 98 of Nagurde.	Village boundary of Muddkop.

By Order and in the name of the Governor of Mysore,

Deputy Secretary to Government,
Agriculture and Forest Department.

Note:- The prohibitions and regulations of the acts mentioned above will not apply to portion already under cultivation in the S.Nos.(i.e. Paddy) & ~~are~~ fit for cultivation (i.e. paddy) in the S.Nos. which are not included in the area shown against S.Nos.

(21) 18/225

RULES FOR FELLING IN PRIVATE FORESTS.

1. All mature, dead and dying trees shall be removed irrespective of species and girth (Dying tree means the tree of which half the crown is dead).

2. At least 20 timber trees of the following important species between 18" and 36" in girth at breast height shall be reserved per acre well distributed in the area of exploitation.

Teak, Sissum, Karimuttal, Nandi, Honni, Heddi, Kindal, etc.

The trees to be reserved under this rule shall be sound ones. In case the trees of the species mentioned above of the minimum prescribed girth are not available equal number of trees of the maximum available girth shall be retained well distributed in the area of exploitation.

3. Soft wood species, *viz.*, Sawar, Ambada, etc., below 36" girth at breast height shall be retained.

4. Fruit trees and trees yielding important economic forest products such as Ambad (Mango), Phanas (Jack), Kaju, Amla, Karanj, etc., shall not be cut. Over mature trees of the species may be felled after they are certified by the Range Forest Officer.

5. All sandalwood trees below 12" girth at breast height (except dead and dying trees) shall be retained.

6. No trees of any species below and up to 12" girth at breast height shall be allowed to be cut except those mentioned in rule 1 above. Trees of the species other than those mentioned in rule Nos. 2, 3, 4 and 5 below 12" girth at breast height should be felled only if they are interfering with trees of the abovementioned timber and other species or likely to interfere with future coppice shoots of the timber species to be felled. Under no circumstances should large gaps be created in the canopy.

7. No area should be clearfelled on the tops of steep hills where heavy erosion is feared. Such area shall be delineated by giving tar bands at breast height to the boundary trees which shall be approved by the Range Forest Officer.

8. Trees to be reserved under rules 2, 3 and 4 should be marked with tar bands.

9. All live and sound trees to be felled shall be cut flush with the ground and the stools should be cut within 3" of the ground level.

10. Reserved trees when infested with climbers shall be freed.

11. All dragging paths shall be refilled.

12. Before felling is started the area shall be inspected by the Range Forest Officer. He will also inspect the area after the felling is completed and furnish a certificate of the satisfactory completion of the work to the Divisional Forest Officer, .. Belgaum

13. Thinning and cleaning in coppice growth shall be carried out as under:—

If the number of stems (or shoots) is more than 3 in case of stools of and over 24" in girth at ground level, and more than 2 in the case of stools below 24" girth at ground level, the number of stems in excess of the above number shall be cut back. The most promising stems shall be retained and bad ones shall be removed.

14. The periodicity of felling will be limited to 20 years cycle and hence the area once worked will not be allowed to go worked till 20 years have elapsed from the year of previous working.

WD 05929—GPB—6,500—24-10-59

Village - Nagurde
Taluka - Khanapur

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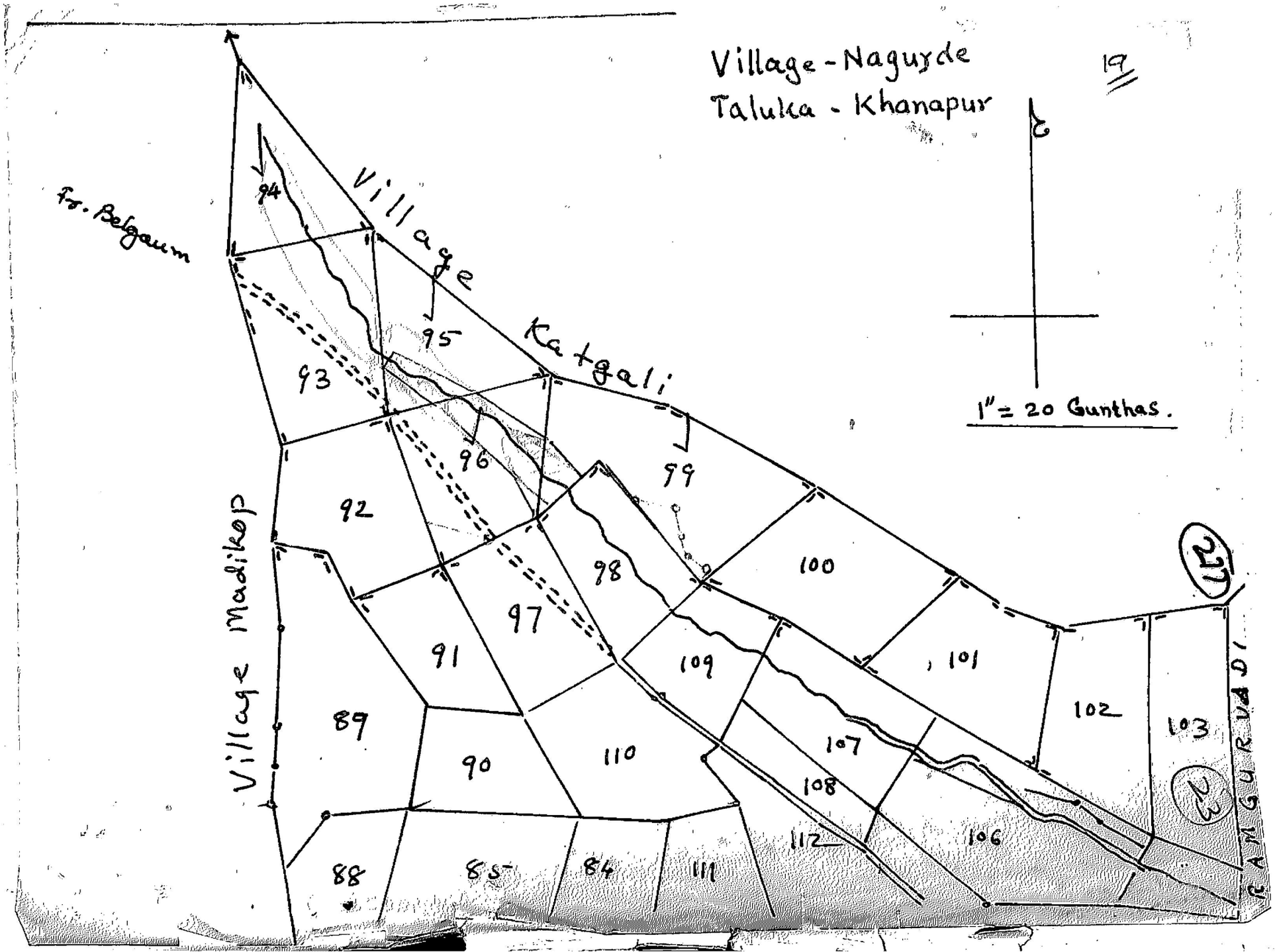
1" = 20 Gunthas.